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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 ALAN METCALF,

9 Petitioner,

Case No. C17-1469-RAJ

10 v.

11 WARDEN SPROUL,

Respondent.

ORDER DISMISSING FEDERAL  
HABEAS PETITION

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13 The Court, having reviewed petitioner's petition for writ of habeas corpus, the Report and  
14 Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, any  
15 objections thereto, and the remaining record, hereby finds and ORDERS:

- 16 (1) The Report and Recommendation is approved and adopted;  
17 (2) Petitioner's federal habeas petition and this action are DISMISSED as moot; and  
18 (3) The Clerk is directed to send copies of this Order to petitioner and to Judge Theiler.

19 DATED this 20th day of December, 2017.

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22 The Honorable Richard A. Jones  
23 United States District Judge